

FINAL

**Advisory Committee on Juvenile Justice
Meeting Minutes
January 24, 2005
Approved May 11, 2005**

The official business meeting of the Advisory Committee began at DCJS at 805 E. Broad Street, Richmond, Virginia on Monday, January 24th at 2:30 p.m.

Members Present

Henry N. Azais
Benjamin Andrews
Jane Brown, Proxy for Maurice A. Jones
Dr. Cynthia Cave, Proxy for Dr. DeMary
Lynette Greenfield, Proxy for Jerrauld Jones
Susan C. Laughrun
Dr. Jay W. Malcan
Charles S. Martin
Daniel L. Plaugher
Shirley Ricks, Proxy for Dr. Reinhard
Wayne Thomas, Chair
Ruby G. Turner
Justin Wilson
Gina E. Wood

Members Not Present

Guy E. Cousins
Russell B. Foot
Matthew T. Gowin
The Honorable Mary K. Hill
G. Jeffrey Mason
The Honorable Robert F. McDonnell
The Honorable Linda T. Puller
Mr. Robert E. Shepherd, Jr.
Patrick Henry Sweet, III
The Honorable Sharon Breeden Will

Staff Present

Laurel Marks
Ursula Murdaugh
Will Bronson
Laureen Hyman

I. Welcome, Call to Order and Introductions

The meeting was called to order by the Chair, Mr. Wayne Thomas. New members were welcomed and all present introduced themselves to the group.

II. Review and Approval of Minutes

Mr. Thomas asked if there were any comments, additions or deletions to be made to the minutes from the October 13-14, 2004, meeting of the ACJJ. A motion was made by Mr. Hank Azais and seconded that the minutes be approved. The motion passed unanimously. The minutes for the Title II subcommittee meeting were approved with one correction to correct the spelling of Mr. Shepherd's name. A motion was made by Ms. Sue Laughrun, seconded and passed unanimously.

III. Legislative Session

Mr. Charles Martin gave a brief synopsis on the Government Relations subcommittee.

Bill	Title	ACJJ Position
HB1789	School boards; correctional education to transfer achievement information when child returns to community	Support
HB1975	Eliminate capital punishment for minors	No Position
HB2103	Duty of person taking child into custody (DJJ LAS too)	No Position
HB2149	Youth Court Program	Support
HB2206	Delinquent juveniles; disposition	No Position
HB2245	Mental Health transition plan	Support
HB2318	Judicial discretion to require registration of minor who commits an otherwise registrable offense	Oppose
HB2409	Juveniles; appointment of counsel for detention hearings	Oppose
HB2529	Probation and parole; notice of transfer hearing; court order for supervision	Support
HB2634	Dispositions for delinquent juveniles; penalty	No Position
HB 2650	Criteria for detention of juvenile.	No Position
HB 2657	Juvenile work release program; established.	Support
HB 2670	Juveniles; representation by attorney.	Support
HJ 749	Probation and parole technical violators; joint subcommittee to study programs therefor.	No Position
SB 843	Mental health transition plan.	Support
SB 880	Compulsory school attendance, truancy and chronic tardiness.	Oppose
SB 1067	Dispositions for delinquent juveniles; penalty.	No Position
SB 1070	Juvenile mental health	No Position
SB 1078	Elimination of capital punishment for minors.	No Position
SJ 302	Truancy; joint subcommittee to study effect of detention thereon.	No Position

The subcommittee wanted the full committee to discuss HB2318. Ms. Lynette Greenfield noted that the DJJ legislative group feels the law should apply to adults only and not for juveniles. Juvenile court is not a court of record, rules of evidence are different. It is not a good idea to have juveniles who are tried in juvenile court listed on the sex offender registry. It was noted that juveniles performing *serious* sexual crimes would likely be transferred to circuit court, so the registry provisions would apply.

Ms. Gina Wood motioned that the ACJJ should oppose HB2318, the motion was seconded and approved, Ms. Laughrun opposed.

Mr. Martin made the motion that the full board support the position of the subcommittee in their legislative recommendations. The motion was seconded and approved unanimously.

SB880 was discussed by the committee. It was felt by the subcommittee that this would be overly burdensome on the court.

Mr. Ben Andrews commented that after 20 minutes, kids in Fairfax County schools are considered absent. Eventually, chronically tardy students will be classified as truant. Three tardies are considered as one absence.

IV. Compliance Monitoring Report

Mr. Will Bronson notified the group that he has completed and submitted the 04 compliance report. Reduction of number of youth held in adult facilities and still working on the new federal sight and sound policy, and hope to be in compliance by May 2006.

V. Grant Program Updates

Ms. Laurel Marks stated that DCJS is waiting for allocation figures and is not sure when they will be received. It is known that Title V funding amounts will be smaller than they have been in the past, and will be based on formula funding. DCJS is submitting an application for Title V funds in March. It is hoped that there will be enough to fund, at a minimum, the three local programs eligible for continuation (if they are performing adequately).

For Title V and Title II, beginning January 1, 2005, and April 1, 2005, respectively, OJJDP is requiring performance measures of localities.

Mr. Bronson updated the group on Title II. The Title II subcommittee had a total of 21 grants, 9 new and 12 continuations. If level funding is received, it is anticipated that there will be approximately \$197,000 available for new initiatives. Because this is not a large number, staff recommended allowing smaller one-time awards, to be implemented over a year, rather than larger program grants. Staff also recommended that the priorities for these awards would be the same priorities that were identified at the fall retreat as problem areas in the three year plan.

There was discussion about whether to limit the number of applications to one per locality. Ms. Murdaugh answered that when we allowed more than one request per locality and had the localities rank their applications for the JABG one time award, it was extremely cumbersome and did not work well.

Ms. Gina Wood made a motion that once DCJS receives Title II funding and determines the amount necessary to fund current grants, staff should compose an RFP to include a formula where funds are geographically disbursed with a total cap of \$25,000.

There was some discussion about using the term geographically disbursed, and whether it should instead just be a criterion. A concern was raised that if it is required and you don't get the quality of proposals you would like, you may end up funding a poorly written proposal just because it meets that condition.

Mr. Plaugher made a friendly amendment to limit it to one application per locality, Ms. Wood seconded and called for the question. The motion was opposed by Ms. Brown, Mr. Plaugher, Mr. Thomas, Ms. Turner, Mr. Azais, Mr. Wilson, and Ms. Ricks. The motion died.

Mr. Wilson then made a motion that staff prepare an application inviting localities to submit a proposal for a one-time grant of up to \$25,000. The proposal must fall within one or more of the priority areas endorsed at the fall retreat. One proposal per locality will be accepted. Ms. Laughrun seconded the motion, and it was unanimously approved.

Ms. Murdaugh gave a report on the status of JABG. She is currently working on the submission of the application for FY05 funds due in February. It will be submitted with the decision of the ACJJ that was to maintain a percentage of funds at the state level that is consistent with the state's share for juvenile justice costs which is typically 75% state burden, 25% local burden. An application with a waiver will be submitted to continue our existing state agency initiatives, as long as they are performing satisfactorily.

Ms. Murdaugh is also considering a training proposal that would utilize reverted funds to address mental health service delivery in juvenile detention and corrections. OJJDP currently has a training that is available in April. Initially, the concept of developing teams from around the state to send to the training was discussed, but realized it would be too great a number. Ms. Murdaugh is now looking at bringing the training to Virginia and maintaining the team concept. The team would ideally include representatives from detention, local CSB, and the local CSU.

VI. Annual JJDP Conference Brainstorming Session

ACJJ members were asked to submit ideas directly to Ms. Marks for speakers, workshop ideas, etc., for the annual JJDP Conference to be held in Williamsburg June 16-17, 2005.

VII. CJJ Dues

Mr. Martin motioned that funds be used for the cost of the CJJ dues which is \$5,000. The motion was seconded and approved unanimously.

VIII. Annual Reports

Annual reports were distributed to all present.

IX. Adjournment

The meeting adjourned at 4:00p.m.